

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MICHIGAN**

UNITED STATES OF AMERICA,

Plaintiff,

and

NATURAL RESOURCES DEFENSE
COUNCIL, INC. AND SIERRA CLUB,

Plaintiff-Intervenors,

v.

DTE ENERGY COMPANY AND
DETROIT EDISON COMPANY,

Defendants.

Civil Action No.
2:10-cv-13101-BAF-RSW

Judge Bernard A. Friedman

Magistrate Judge R. Steven Whalen

AMENDED SCHEDULING ORDER

Pursuant to Rule 16 of the Federal Rules of Civil Procedure and for the reasons stated on the record by the Court during the February 22, 2011 status conference, the Court enters the following Amended Scheduling Order:

1. Plaintiff and Plaintiff-Intervenors shall serve any supplemental expert report or new expert report by April 22, 2011.
2. Defendants shall serve any supplemental expert report or new expert report by June 3, 2011.
3. Plaintiff and Plaintiff-Intervenors shall serve any response to any new expert report by June 24, 2011.
4. All discovery shall be completed by July 15, 2011. The parties shall be limited to 12 fact depositions per side.
5. Substantive motions (including dispositive motions) shall be filed by July 18, 2011.
 - * Oppositions shall be filed by August 1, 2011.

- * Replies shall be filed by August 10, 2011.
- 6. All motions in *limine* (including *Daubert* motions) shall be filed by August 5, 2011.
 - * Oppositions shall be filed by August 19, 2011.
 - * Replies shall be filed by August 26, 2011.
- 7. A proposed joint pretrial order shall be submitted by the parties on August 30, 2011.
- 8. The final pretrial conference shall take place on September 6, 2011 at 1:00 pm, and initiated by Defendants.
- 9. Trial shall commence on September 12, 2011 at 9:00 am.

Dated: March 23, 2011

s/Bernard A. Friedman
HON. BERNARD A. FRIEDMAN
UNITED STATES DISTRICT JUDGE